

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District – Departmental Proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Articles of charges – Issued.

AGRICULTURE AND COOPERATION (VIG I) DEPARTMENT

G.O.Rt.No. 972

Dated:26-08-2011,
Read:-

From the DG, ACB, Hyd. Lr.No.157/RCT-KUR/2008-S6, dated 6-5-2011.

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ORDER :-

It is proposed to hold an enquiry against the said Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District in accordance with procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Article of Charges (Annexure-I). A list of witnesses by whom, and a list of documents by which the articles of charge are proposed to be sustained are enclosed (Annexure-II and III).

3. Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District and is directed to submit within 10 days of the receipt of this G.O. a written statement of his defence and also to state whether he desires to be heard in person.

4. He is informed that an Inquiry will be held only in respect of those articles of charge as are not admitted. He should therefore, specifically admit or deny the article of charge.

5. Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District, is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the A. P. Civil Service (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working
as DDA (PP), Office of the JDA, Chittoor District (through the C&DA, Hyderabad.)

Copy to:

The C&DA, Hyderabad with a request to serve the order on the C.O.,
and return the served copy with dated ack.,

The DG, ACB, Hyderabad.

SC/Sf.

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-I

Statement of article of charge framed against Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District.

Articles of charge: That Sri V.Naganna, DDA (PP), Office of the Joint Director of Agriculture, Chittoor District while working as ADA ®, Yemmiganur, Kurnool district during the period from 8-5-2006 to 27-4-2010 committed grave misconduct in as much as on 2-3-2010, he attended the court of 1st Addl. Judge for ACB & SPE Cases, Hyderabad to depose his evidence in Cr.No.6/RCT-KUR/2008, u/s 7 & 13(2) r/w 13(1) (d) of P.C.Act, 1988 of ACB, Kurnool Range (C.C.No. 9/09) being a mediator in the above case of trap against Sri K.Chenna Reddy, J.A. O/o. Sub-Registrar, Yemmiganur and he deposed deviating from the contents of pre-trap proceedings and post trap proceedings recorded by him on 26-6-2008 in suit No. 1, R&B Guest House, Yemmiganur & I the O/o. Sub-Registrar, Yemmiganur respectively.

- 1) Sri V.Naganna drafted the pre trap proceedings with his own handwriting on 26-6-2008 in which he clearly mentioned that on the directions of DSP, PC 2416 kept and entrusted the tainted currency of Rs.1,000/- in the left side chest pocket of the shirt of the complainant and the amount of Rs.200/- payable towards Govt. fees was given to the complainant, which he kept in his right side pant pocket.

But Sri V.Naganna deviated from the above proceedings dt 26-6-2008 drafted in suit No. 1, R&B guest house, Yemmiganur and deposed in the court on 8-2-2010 stating that the DSP got kept the tainted currency notes in one cover and got kept the same in the shirt pocket of PW 1 and the remaining amount of Rs.200/- kept in a cover and kept it in the pant pocket of PW.1.

- 2) Sri V.Naganna also drafted the post trap proceedings with his own handwriting on 26-6-2008 from 1.30 PM onwards in the O/o. SRO, Yemmiganur in which he clearly mentioned that the DSP, ACB got prepared sodium carbonate solutions in two glass tumblers immediate after ascertaining the identity of the A.O., and requested the A.O., to rinse his both hand fingers separately in the above solutions. Accordingly the A.O., rinsed his hand fingers in the said solutions and the hand washes of both the hands turned to pink color. The DSP got transferred the colour solutions in to two separate bottles and seized the same after sealing, labeling and attesting by the mediators. Later the DSP questioned the AO. Regarding the tainted amount and upon that the A.O., produced two wads of currency notes from his left side chest pocket of his shirt.

But Sri V.Naganna also deviated from the above post trap proceedings dt. 26-6-2008 drafted in the O/o. Sub-Registrar, Yemmiganur and deposited in the court on 8-2-2010 stating that immediate after ascertaining the name and other particulars of the A.O., the DSP questioned A.O., whether he received the tainted amount. At the instance of DSP, the AO., picked out the tainted amount, the amount that was given towards Govt. fee, some other amount, his identity card and a slip containing some numerical. Later DSP got prepared sodium Carbonate solution and A.O., rinsed his both hand fingers in the said solution and the solution turned into pink.

Thus Sri V.Naganna ADA ®, Yemmiganur Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District by his above mentioned acts has exhibited lack of integrity, devotion to duty, and conduct unbecoming of a Government servant and thereby contravened Rule 3 (1) and (2) of APCS (Conduct) Rules, 1964.

Hence the charge.

**V. NAGI REDDY,
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ANNEXURE –II

Statement of imputations of misconduct or misbehaviour in support of the articles of charge framed against Sri V.Naganna ADA ®, Yemmiganur Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District.

Sri V.Naganna, DDA (PP), Office of the Joint Director of Agriculture, Chittoor District while working as ADA ®, Yemmiganur, Kurnool district during the period from 8-5-2006 to 27-4-2010, on the requisition dt. 26-6-2008 given by DSP, ACB, Kurnool acted as one of the Mediators in Cr.No.6/RCT-KUR/2008 u/s 7 of PC Act, 1988 of ACB, Kurnool Range, Kurnool and drafted the pre trap and post trap proceedings with his own handwriting:

- 1) In the pre trap proceedings he clearly mentioned that on the directions of DSP, PC 2416 kept and entrusted the tainted currency of Rs.1,000/- in the left side chest pocket of the shirt of the complaint and the amount of Rs.200/- payable towards Govt. fees was given to the complainant, which he kept in his right side pant pocket.

While so he was summoned by the Hon'ble Court of 1st Addl. Spl. Judge for SPE & ACB cases, Hyderabad on 8-2-2010 to depose his evidence. Accordingly he attended the above court on 8-2-2010 and he was examined by the Hon'ble court as P.W.2 in C.C.No.8/09 in which he deposed that the DSP got kept the tainted currency notes in one cover and got kept the same in the shirt pocket of PW 1 and the remaining amount of Rs.200/- kept in a cover and kept it in the pant pocket of PW.1.

- 2) In the post trap proceedings Sri V.Naganna clearly mentioned that the DSP, ACB got prepared sodium carbonate solutions in two glass tumblers immediate after ascertaining the identity of the A.O., and requested the A.O., to rinse his both hand fingers separately in the above solutions. Accordingly the A.O., rinsed his hand fingers in the said solutions and the hand washes of both the hands turned to pink color. The DSP got transferred the colour solutions into two separate bottles and seized the same after sealing, labeling and attesting by the mediators. Later the DSP questioned the AO. regarding the tainted amount and upon that the A.O., produced two wads of currency notes fro his left side chest pocket of his shirt.

While so on 8-2-2010 in the court, Sri Naganna also deviated from the above proceedings dt. 26-6-2008 drafted in Suit NO.1 of R&B Guest House, Yemmiganur and the O/o. Sub-Registrar, Yemmmiganur and deposed stating that immediate after ascertaining the name and other particulars of the A.O., the DSP questioned A.O., whether he received the tainted amount. At the instance of DSP, the AO., picked out the tainted amount, the amount that was given towards Govt. fee, some other amount, his identity card and a slip containing some numerical. Later DSP got prepared sodium Carbonate solution and A.O., rinsed his both hand fingers in the said solution and the solution turned into pink.

As such he deposed his evidence deviating from the pre-trap proceedings and post trap proceedings dt. 26-6-2008 drafted in Suit No. 1 of R&B Guest House, Yemmiganur and in the O/o. the Sub-Registrar, Yemmiganur respectively.

Thus, Sri V.Naganna ADA ®, Yemmiganur Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District by his above mentioned acts has exhibited lack of integrity, devotion to duty, and conduct unbecoming of a Government servant and thereby contravened Rule 3 (1) and (2) of APCS (Conduct) Rules, 1964. The Government servant has therefore, rendered himself liable for regular departmental action for major penalty.

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ANNEXURE –III

List of documents by which the article of charge framed against Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District are proposed to be sustained.

1. Original Pre-Trip proceedings drafted on 26-6-2008 at Suit No. 1 R&B Guest House, Yemmiganur.
2. Deposition copy of Sri V.Naganna, ADA ®, Yemmiganur, who was examined as PW 2 on 8-2-2010 & 2-3-2010 in the court of 1st Addl. Special Judge for SPE & ACB Cases, Hyderabad.

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ANNEXURE –IV

List of witnesses by whom the article of charge framed against Sri V.Naganna, Ex.ADA®, Yemmiganur, Kurnool District presently working as DDA (PP), Office of the Joint Director of Agriculture, Chittoor District are proposed to be sustained.

- 1) Sri M.Srinivasa Reddy, AEO, O/o. ADA ®, Yemmiganur Kurnool Dist.
- 2) Sri S.Jawahar Basha, DSP, ACB, Kurnool.
- 3) Sri M.Mahaboob Basha, C.I., ACB, Kurnool.
- 4) Sri C.Bhaskara Reddy, C.I., ACB, Kurnool.
- 5) Bench Clerk, 1st Addl. Special Judge for SPE& ACB Cases, Hyderabad.

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